



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Palumbo et al.
§
Serial No.: 10/750,362 § Group Art Unit: Unknown
§
Confirmation No.: 4922 § Examiner: Unknown
§
Filed: December 31, 2003 §
§
For: METHOD AND SYSTEM FOR §
RECEIVING DIGITAL CONTENT §
USING A PREPAID DIGITAL §
CONTENT CARD §

Mail Stop Petition
Attn: **PAUL SHANOSKI**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

| | |
|---|--|
| CERTIFICATE OF MAILING 37 CFR 1.8 | |
| I hereby certify that this correspondence is being deposited on <u>March 4, 2005</u> with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | |
| <u>3-4-2005</u> Date |  Signature |

RENEWED PETITION UNDER 37 C.F.R. § 1.47(a)

This Renewed Petition is submitted pursuant to 37 CFR § 1.47(a) for the failure of one of the inventors, John Baross, to execute the Declaration and Assignment in connection with the above-identified application. The Decision on Petition dated January 7, 2005 indicates that the requirements (1)-(3) and (5) under 37 CFR §1.47(a) have been met.

In light of the Decision on Petition, Applicants' counsel mailed to Mr. Baross a letter dated January 27, 2005, enclosing a full and complete copy of the application along with the Declaration and Power of Attorney and Assignment form. A copy of the letter is enclosed.

With reference to requirement of (4) of 37 CFR §1.47(a), a complete copy of the entire application was again sent to Mr. John Baross by the United States Postal Service Express Mail service. Several attempts were made to deliver the Express Mail package containing the application as filed with the Declaration and Assignment to Mr. Baross however, he did not claim the Express Mail package. Copies of the Postal Service "Track & Confirm" Status reports are provided.

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For the foregoing reasons, it is believed that sufficient basis has been established for filing this application absent John Baross' signature. Accordingly, granting of this Petition under 37 C.F.R. § 1.47(a) is respectfully requested.

The Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782/ATT2003-0254 the fee of \$130.00 as required by 37 CFR § 1.17(h) in accordance with 37 CFR § 1.47(a).

Respectfully submitted,



Kin-Wah Tong, Esq.
Registration No. 39,400
MOSER, PATTERSON & SHERIDAN, L.L.P.
595 Shrewsbury Avenue
Shrewsbury, NJ 07701
Telephone: (732) 530-9404
Facsimile: (732) 530-9808

MOSER
PATTERSON &
SHERIDAN, LLP

ATTORNEYS AT LAW

January 27, 2005

Via Express Mail

Mr. John BaRoss
16 Pleasant Grove Road
Long Valley, NJ 07853-3444

Re: U.S. Patent Application No. 10/750,362
Entitled: "METHOD AND SYSTEM FOR RECEIVING DIGITAL
CONTENT USING A PREPAID DIGITAL CONTENT CARD"
Our File: ATT 2003-0254

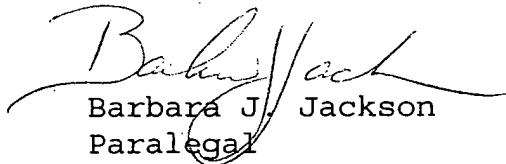
Dear Mr. BaRoss:

Enclosed please find a full and complete copy of the above application, along with a Declaration and Power of Attorney, and an Assignment, which is required for filing with the above-identified patent application.

We have attempted to contact you several times to discuss the above matter but has been unable to reach you.

Please sign, date and returning the enclosed documents. I have provided a pre-paid Express Mail envelope for your use. If you still have any concerns with regards to this matter, please call us at your earliest opportunity so that we can discuss the matter with you.

Very truly yours,


Barbara J. Jackson
Paralegal

:bjj
Enclosure

CC: Kin-Wah Tong, Esq.

350 Cambridge Ave, Suite 250
Palo Alto, CA 94306-1550
TEL 650.330.2310
FAX 650.330.2314

595 Shrewsbury Ave, Suite 100
Shrewsbury, NJ 07702-4185
TEL 732.530.9404
FAX 732.530.9808

3040 Post Oak Blvd, Suite 1500
Houston, TX 77056-6582
TEL 713.623.4844
FAX 713.623.4846



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Shipment Details

You entered EV33 8401 341U S

Your item arrived at 6:12 am on February 09, 2005 in RED BANK, NJ 07701. Information, if available, is updated every evening. Please check again later.

Here is what happened earlier:

- RETURN TO SENDER, February 08, 2005, 11:17 pm, EATONTOWN, NJ
- ENROUTE, February 08, 2005, 7:22 pm, CARTERET, NJ 07008
- UNCLAIMED, February 08, 2005, 12:26 pm, LONG VALLEY, NJ
- NOTICE LEFT, January 31, 2005, 2:48 pm, LONG VALLEY, NJ 07853
- NOTICE LEFT, January 29, 2005, 12:46 pm, LONG VALLEY, NJ 07853
- ENROUTE, January 28, 2005, 11:28 pm, WHIPPANY, NJ 07999
- ACCEPTANCE, January 28, 2005, 4:46 pm, SHREWSBURY, NJ 07702

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